

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6526 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

KOTIYAKNAGAR CO-OP HOUSING SOCEITY LTD

Versus

URBAN LAND CEILING TRIBUNAL

Appearance:

None present for Petitioner

MR MUKESH A PATEL for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 21/10/1999

ORAL JUDGEMENT

It is a case where though the matter was admitted long back, the respondents have not cared to file reply to this special civil application. Interim relief has been granted in terms of para-8 (d).

Taking into consideration the totality of the facts of this case, interim relief granted by this court, the fact that reply to the special civil application has

not been filed by the respondents and even it is not the statement of the counsel for the respondents that the possession of the land in dispute has been taken by the respondents, it is to be taken that the possession of the land in dispute is with the petitioner and as a result thereof, this petition abates in view of the provisions of the Urban Land (Ceiling and Regulation) Repeal Act, 1999 and the same is dismissed. Rule discharged. Interim relief granted by this court stands vacated. No order as to costs. However, liberty is granted to the respondents for revival of this special civil application in case of difficulty.

zgs/-